

Resolution authorizing a settlement to Carniqua Green for a disputed vehicle damage claim due to an auto accident involving a Franklin County Probate Court Investigator (Probate Court) (\$1,139.83)

WHEREAS, on December 14, 2012, Franklin County Probate Court Investigator Eric Horvath was involved in an auto accident; and

WHEREAS, Investigator Horvath was on official business in his county-issued vehicle proceeding Westbound on East Broad Street; and

WHEREAS, Ms. Green's vehicle came to a sudden stop and Inv. Horvath's vehicle struck her vehicle from the rear – there was also another vehicle stopped in front of Ms. Green and her vehicle was pushed into the first vehicle; and

WHEREAS, Franklin County will pay the negotiated property damage settlement in the amount of one thousand one hundred thirty nine and 83/100 dollars (\$1,139.83) as allowed by Ohio Revised Code to Ms. Green for damages to her vehicle in the accident that occurred on December 14, 2012; and Ms. Green has accepted contingent on approval by the Commissioners; and

WHEREAS, the above described settlement fairly compensates Ms. Green for the damages to her vehicle; and

WHEREAS, there may be bodily injury claims arising out of this accident for which settlement has not been reached and which are separate from the property damage settlement involved herein; and

WHEREAS, by agreeing to this settlement, neither Eric Horvath, the Franklin County Commissioners, nor the Franklin County Probate Court admit to any negligence or liability arising out of the auto accident; and

WHEREAS, the above described settlement, recommended by Michael G. Fenneman of Rittel, Hill and Zimmerman Adjuster Service, and Franklin County Fleet Management, deems it to be in the best interest of the Franklin County Board of Commissioners and the

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Franklin County Probate Court to settle the vehicle claim for one thousand one hundred thirty nine and 83/100 dollars (\$1,139.83); and

BE IT RESOLVED BY THE BOARD OF COMMISSIONERS, FRANKLIN COUNTY, OHIO;

1. That the above-referenced settlement in the amount of one thousand one hundred thirty nine and 83/100 dollars (\$1,139.83) is in the best interest of the Franklin County Commissioners, Franklin County Probate Court and the Department of Fleet Management and the same is hereby approved.
2. That upon execution of a full release in favor of the Franklin County Commissioners, Department of Fleet Management and the Franklin County Probate Court that is satisfactory to the Prosecutor's Office; a warrant be issued payable to Carniqua Green, and forwarded to Rittel, Hill and Zimmerman at 4920 Reed Rd Unit E, Columbus, Oh 43220-3154 as full and final settlement of this matter.
3. The attached Purchase Order in the amount of one thousand one hundred thirty nine and 83/100 dollars (\$1,139.83) is hereby approved.

Prepared by: Michael R. Moran, Chief Counsel, Probate Court

cc: Sean McCullough, Assistant Prosecuting Attorney
Fleet Management